

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:	Dickey <i>et al.</i>	Confirmation No.:	5538
Appl. No.:	10/675,011	Group Art Unit:	1638
Filed:	September 30, 2003	Examiner:	Li Zheng
For:	EXPRESSION OF BIOLOGICALLY ACTIVE POLYPEPTIDES IN DUCKWEED		

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(c)

I, Leslie T. Henry, am an agent of record of the disclaimant, Biolex Therapeutics, Inc., and am authorized to execute this disclaimer on behalf of Biolex Therapeutics, Inc. The disclaimant, Biolex Therapeutics, Inc., having a principal place of business at 158 Credle Street, Pittsboro, NC 27312, is the owner of all right, title, and interest in the above-identified application, by an Assignment recorded on February 17, 2004, at Reel 014979, Frame 0212; and by a Certificate of Amendment recorded on February 12, 2008, at Reel 020487, Frame 0980.

The disclaimant hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of United States Patent No. 7,632,983 B2, issued December 15, 2009, entitled *Expression of Monoclonal Antibodies in Duckweed*, which patent was assigned to the above-identified disclaimant by an Assignment recorded on July 30, 2004, at Reel 015025, Frame 0533; and by a Certificate of Amendment recorded on February 12, 2008, at Reel 020487, Frame 0980.

Disclaimant further agrees that any patent so granted on the above-identified application, which is the subject of this disclaimer, shall be enforceable only for and during such period that said patent is commonly owned with U.S. Patent No. 7,632,983 B2, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Nothing herein shall be construed as a disclaimer of any terminal part of any patent granted on the above-identified application which is prior to the expiration of the full statutory term of U.S. Patent No. 7,632,983 B2 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or

terminally disclaimed under 37 C.F.R. § 1.321(c), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal and equitable title stated above.

Respectfully submitted,

/leslie t. henry/

Leslie T. Henry
Registration No. 45,714

Date: April 22, 2011

CUSTOMER NO. 00826
ALSTON & BIRD LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
Tel Research Triangle Office (919) 862-2200
Fax Research Triangle Office (919) 862-2260